

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

GEORGIA SOUTHWESTERN RAILROAD,
INC., a Corporation,

Plaintiff

v.

CASE NO. 2:06cv3-DRB

AMERICUS C. MITCHELL, JR.,
an Individual,

Defendant.

REPORT OF PARTIES' PLANNING MEETING

1. Appearances:

Pursuant to Fed.R.Civ.P.26(1), a meeting of the parties' representatives was held on March 10, 2006, in Montgomery, Alabama.

- a. Appearing on behalf of Plaintiff: Adrian D. Johnson
- b. Appearing on behalf of Defendant: D. Craig Allred

2. Parties:

- a. The Plaintiff shall have until June 15, 2006, to join any additional parties.
- b. The Defendant shall have until July 1, 2006, to join any additional parties.

3. Pleadings:

- a. The Plaintiff shall have until October 15, 2006, to amend the pleadings.
- b. The Defendant shall have until October 15, 2006, to amend the pleadings.

4. Dispositive Motions:

All potentially dispositive motions must be filed by November 1, 2006.

5. Expert Testimony:

Unless modified by stipulation of the parties, the disclosure of expert witnesses - including a complete report under Fed.R.Civ.P. 26(a)(2)(B) from any specially retained or employed expert - are due:

- a. From the Plaintiff: September 15, 2006
- b. From the Defendant: October 15, 2006

6. Discovery Limitations and Cutoffs:

- a. Unless modified by stipulation of the parties:

Depositions:

Maximum of 6 depositions for the Plaintiff and 6 depositions for the Defendant with a maximum time limit of 8 hours per deposition, unless extended by agreement of the parties.

Interrogatories:

Maximum of 40 by each party, with responses due within 30 days after service.

Request for Admission:

Maximum of 40 by each party, with responses due within 30 days after service.

Request for Production:

Maximum of 40 by each party, with responses due within 30 days after service.

Supplementation:

Supplements under Rule 26(e), Fed.R.Civ.P., are due 30 days before the close of discovery.

- b. Pre-discovery disclosure: The parties shall exchange the information required by Local Rule 26.1(a)(1) by March 31, 2006.

- c. Unless modified by court order for good cause shown, all discovery must be commenced in time to be completed by October 15, 2006.

7. Pre-trial Conference:

This case is set for pretrial conference on November 20, at 9:00 a.m., in Montgomery, Alabama.

8. Trial:

This case is set for jury trial on December 4, 2006, at 9:00 a.m., in Montgomery, Alabama.

9. Final Lists:

Final lists of trial witnesses and exhibits under Fed.R.Civ.P. 26(a)(3) must be served and filed:

- a. By the Plaintiff: November 10, 2006
b. By the Defendant: November 10, 2006

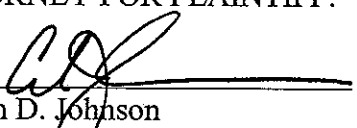
Objections are to be filed within 10 days after receipt of final lists.

10. Scheduling Conference:

The parties do not request a scheduling conference prior to the entry of the Scheduling Order

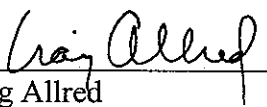
Submitted this 13th day of March, 2006.

ATTORNEY FOR PLAINTIFF:



Adrian D. Johnson
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334/832-4200

ATTORNEY FOR DEFENDANT:



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